

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO.	
	:		
	:	DATE FILED:	
v.	:		
	:	VIOLATIONS:	8 U.S.C. §§ 1326(a) and (b)(2)
	:		(Illegal reentry after
EZEQUIEL E. ROSARIO-JOHN	:		deportation - 1 count)
a/k/a "Marco Antonio Ortiz-Jordan"	:		18 U.S.C. § 911 (Making a
			false claim of U.S. citizenship -
			1 count)
			Notice of Prior Conviction

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about January 13, 2004, at Philadelphia, in the Eastern District of Pennsylvania, the defendant

**EZEQUIEL E. ROSARIO-JOHN
a/k/a "Marco Antonio Ortiz-Jordan,"**

an alien who had previously been deported from the United States on or about September 4, 1996, knowingly and unlawfully attempted to enter the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Sections 1326(a), (b)(2).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 13, 2004, at Philadelphia, in the Eastern District of Pennsylvania,
the defendant

**EZEQUIEL E. ROSARIO-JOHN
a/k/a “Marco Antonio Ortiz-Jordan,”**

an alien and citizen of the Dominican Republic, falsely and willfully represented himself to be a
citizen of the United States.

In violation of Title 18, United States Code, Section 911.

NOTICE OF PRIOR CONVICTION

THE GRAND JURY FURTHER CHARGES THAT:

The defendant committed the offense charged in Count One of this Indictment after having been convicted of an offense that is an aggravated felony crime subject to the enhanced penalties of 8 U.S.C. § 1326(b)(2) as follows:

On or about April 23, 1996, in the State of Wisconsin, the defendant was sentenced to term of imprisonment of 2 years following his conviction for Delivery of a Controlled Substance - Cocaine (Including Cocaine Base), a felony under the laws of the State of Wisconsin.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney